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AND CASUALTY INSURANCE COMPANY

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA (San Francisco)

CHRISTINE DOUGHERTY,

Plaintiff,

v.

AMCO INSURANCE COMPANY, and DOES  
ONE through TWENTY, Inclusive,

Defendant.

) CASE NO. C 07-01140 MHP  
) E-FILING

)  
) **STIPULATION AND PROPOSED ORDER**  
) **RE EXTENDING DEADLINE FOR**  
) **COMPLETING LIMITED DISCOVERY**  
) **PRIOR TO MOTION FOR SUMMARY**  
) **JUDGMENT**

) Action Filed: 1/24/07  
) Removed to USDC: 2/26/07

Plaintiff CHRISTINE DOUGHERTY and Defendant AMCO INSURANCE COMPANY,

by and through their undersigned counsel, hereby jointly stipulate to and request the Court agree to  
continue the deadline for completion of discovery for the purpose of motions for summary  
judgment.

The parties attended a Status Conference on November 5, 2007, and the Court  
subsequently issued a Minute Order. On January 24, 2008, this Court issued an Order  
memorializing its Minute Order, as follows:

///

4813-2982-5794.1

CERTIFICATE OF SERVICE  
C07-01140 MHP

- 1 • Last Day for Completion of Discovery for the  
2 Purpose of Motions for Summary Judgment February 4, 2008
- 3 • Last Day to File Motions for Summary Judgment March 10, 2008

4 (See Court's Order dated January 24, 2008, attached hereto as Exhibit "A.").

5 Pursuant to the Court's Minute Order, on January 4, 2008 Plaintiff served on AMCO by  
6 mail a notice of taking deposition of AMCO's person most knowledgeable on nine different  
7 topics. AMCO's counsel has attempted to locate and identify the witnesses who qualify as the  
8 person most knowledgeable on these topics, including those related to the Colossus program, but  
9 has experienced some difficulty in locating all of the witnesses to produce for deposition. Part of  
10 the delay has been caused by the circumstance that AMCO and its related companies stopped  
11 using the Colossus program in August of 2005, and thus locating any related documents and  
12 identifying the individuals still employed by AMCO who have significant knowledge of the  
13 Colossus program has been difficult and has taken longer than anticipated.

14 That search was just recently completed and the witness with regard to the Colossus  
15 program who was identified is located out of state. AMCO expects to be in a position to produce  
16 for deposition that witness, as well as the witnesses responsive to the other identified topics, in the  
17 next three weeks.

18 Therefore, given the efforts of AMCO to identify and locate the witnesses appropriate to  
19 produce in response to Plaintiff's notice of taking deposition, and the delay in completing that  
20 effort, until recently, the parties jointly stipulate and request the Court to continue the deadline for  
21 completion of discovery for the purpose of motions for summary judgment three weeks, to  
22 February 25, 2008.

23 Therefore, the parties agree and stipulate to the following, subject to the Court's approval:

- 24 1. The deadline for completion of discovery for the purpose of motions for summary  
25 judgment as set forth in this Court's Order dated January 24, 2008 is vacated.
- 26 2. The deadline for completion of discovery for the purpose of motions for summary  
27 judgment is set for February 25, 2008.

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3. The last day to file motions for summary judgment remains March 10, 2008.

Respectfully submitted,

DATED: January 28, 2008

LAW OFFICES OF STEPHEN M. MURPHY

By



STEPHEN M. MURPHY  
JEREMY A. GRAHAM  
Attorneys for Plaintiff  
CHRISTINE DOUGHERTY

DATED: January 28, 2008

LEWIS BRISBOIS BISGAARD & SMITH LLP

By



JULIAN J. PARDINI  
Attorneys for Defendant  
AMCO INSURANCE COMPANY

**ORDER**

Pursuant to the above stipulated request of the parties for an order continuing certain discovery deadlines,

**IT IS HEREBY ORDERED** that:

1. The discovery related deadline as set forth in this Court's Order dated January 24, 2008 is vacated.

2. The date discovery for the purpose of motions for summary judgment is to be completed is within 110 days of the last Status Conference, February 25, 2008.

5. The date by which the parties shall file summary judgment motions remains March 10, 2008.

DATED: February \_\_, 2008

HONORABLE MARILYN H. PATEL  
UNITED STATES MAGISTRATE JUDGE

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